

UNITED STATES DISTRICT COURT  
District of Delaware

THE NUTRASWEET COMPANY,

SUMMONS IN A CIVIL CASE

Plaintiff,

V.

AJINOMOTO CO., INC.

CASE NUMBER 05 - 318

Defendant.

TO: (Name and address of Defendant)

Ajinomoto Co., Inc.  
c/o Corporation Trust Company  
1209 Orange Street  
Wilmington, DE 19801

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name & address)

James L. Holzman, Esquire  
Prickett, Jones & Elliott, P.A.  
1310 King Street  
P. O. Box 1328  
Wilmington, Delaware 19899

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demand in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

MAY 20 2005

DATE

*Evette Watson*

(By) DEPUTY CLERK

<b>RETURN OF SERVICE</b>		
Service of the Summons and Complaint was made by me <sup>(1)</sup>		DATE May 20, 2005
NAME OF SERVER (PRINT) J. Clayton Athey		TITLE Attorney
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. <input type="checkbox"/> Name of person with whom the summons and complaint were left: _____ <input type="checkbox"/> Returned unexecuted _____		
XX <input checked="" type="checkbox"/> Other (specify): Served defendant, by serving its Registered Agent, The Corporation Trust Company at 1209 Orange Street, Wilmington, DE 19801; Copies thereof were left with a Representative of the Registered Agent.		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>May 20, 2005</u>  (4378)</p> <p style="margin-left: 150px;">Date</p> <div style="margin-left: 250px;"> <p><i>Signature of Server</i></p> <p>PRICKETT, JONES &amp; ELLIOTT, P.A.</p> <p>1310 N. King Street, P.O. Box 1328</p> <p>Wilmington, DE 19899-1328</p> <p>(302) 888-6500</p> <hr style="width: 200px; margin-left: 0;"/> <p><i>Address of Server</i></p> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.